

CCRB INVESTIGATIVE RECOMMENDATION

| | | | | | |
|--|--|---------------------------|--|------------------------------------|---------------------------------|
| Investigator: Christopher Connors | Team: Squad #9 | CCRB Case #: 201710321 | <input checked="" type="checkbox"/> Force | <input type="checkbox"/> Discourt. | <input type="checkbox"/> U.S. |
| | | | <input type="checkbox"/> Abuse | <input type="checkbox"/> O.L. | <input type="checkbox"/> Injury |
| Incident Date(s) Friday, 12/08/2017 3:00 AM | Location of Incident: Centre Street and Howard Street | Precinct: 05 | 18 Mo. SOL 6/8/2019 | EO SOL 6/8/2019 | |
| Date/Time CV Reported Fri, 12/08/2017 9:09 AM | CV Reported At: IAB | How CV Reported: Phone | Date/Time Received at CCRB Thu, 12/14/2017 10:21 AM | | |

| Complainant/Victim | Type | Home Address |
|--------------------|------|--------------|
| | | |

| Subject Officer(s) | Shield | TaxID | Command |
|----------------------|--------|--------|---------|
| 1. POM Alexander Lee | 17467 | 940371 | 005 PCT |

| Witness Officer(s) | Shield No | Tax No | Cmd Name |
|-----------------------|-----------|--------|----------|
| 1. POM Joseph Treanor | 20499 | 945333 | 005 PCT |

| Officer(s) | Allegation | Investigator Recommendation |
|---------------------|--|-----------------------------|
| A.POM Alexander Lee | Force: Police Officer Alexander Lee used physical force against § 87(2)(b) | |

Case Summary

On December 8, 2017, § 87(2)(b) filed this complaint via telephone with IAB. On December 14, 2017, the CCRB received this complaint under IAB Log #17-49330.

On December 8, 2017, at approximately 3:00 a.m., § 87(2)(b) arrived at the intersection of Centre Street and Howard Street in Manhattan. When the taxi arrived at the location, § 87(2)(b) verbally disputed the fare with the taxi driver. During this dispute, both § 87(2)(b) and the taxi driver called 911.

PO Alexander Lee and PO Joseph Treanor of the 5th Precinct arrived on scene. The officers determined § 87(2)(b) was under arrest for refusing to pay the taxi fare, and transported to the 5th Precinct stationhouse for arrest processing. When the officers' went to remove § 87(2)(b) from the vehicle, PO Lee allegedly grabbed § 87(2)(b) by her handcuffs and dragged her into the 5th Precinct stationhouse (**Allegation A – Force, § 87(2)(g) (Board Review 01).**

§ 87(2)(b) was arrested and charged with § 87(2)(b). She was released from custody with a Desk Appearance Ticket. § 87(2)(b) sought medical treatment from § 87(2)(b) immediately after she was released from custody.

There is no known video footage of this incident.

Findings and Recommendation

Allegation A – Force: PO Alexander Lee used physical force against § 87(2)(b)

§ 87(2)(b) who acknowledged being intoxicated during this incident, alleged that when she arrived outside the 5th Precinct stationhouse, PO Lee forcibly removed her from the vehicle by pulling on her handcuffs, and dragging her toward the 5th Precinct stationhouse. § 87(2)(b) stated her feet never left the ground, and her legs were not dragged across the ground (**Encl. Board Review 01).**

During his CCRB interview, PO Lee denied dragging § 87(2)(b) from his vehicle or seeing her feet leave the ground. PO Lee denied grabbing § 87(2)(b) by her handcuffs to remove her from the vehicle. PO Lee testified that § 87(2)(b) initially refused to exit from the vehicle after being instructed to do so several times. During this interaction, PO Lee stated § 87(2)(b) went “limp” to prevent the officers from removing her from the vehicle. PO Lee then placed his right arm underneath § 87(2)(b)'s right armpit to lift her from the vehicle, which he successfully did (**Board Review 02).** PO Treanor's statement was consistent in that § 87(2)(b) refused to exit from the police vehicle when it was time for her to be brought into the stationhouse. PO Treanor denied observing PO Lee drag § 87(2)(b) by her handcuffs, and never saw § 87(2)(b)'s feet leave the ground (**Board Review 03).** Both officers stated that based on their observations, § 87(2)(b) appeared intoxicated.

§ 87(2)(g)

Civilian and Officer CCRB Histories

- This is § 87(2)(b)'s first CCRB complaint (**Board Review 04**).
- PO Lee has been a member of service for 12 years and this is his third CCRB complaint. § 87(2)(g)

Mediation, Civil and Criminal Histories

- Mediation was presented to § 87(2)(b) and she opted to pursue an investigation.
- § 87(2)(b) § 87(2)(c)
- On January 24, 2018, a request was sent to the New York City Comptroller's Office in regards to any notice of claim filed for this incident. To date, a notice of claim has not been filed for this incident (**Board Review 07**).

Squad No.: **9**

| | | | |
|---------------|-----------|--------------------|-------|
| Investigator: | _____ | _____ | _____ |
| | Signature | Print Title & Name | Date |
| Squad Leader: | _____ | _____ | _____ |
| | Signature | Print Title & Name | Date |
| Reviewer: | _____ | _____ | _____ |
| | Signature | Print Title & Name | Date |